



1
2
3
4
5
Entered on Docket
May 22, 2007

A handwritten signature in black ink, appearing to read "Hon. Mike K. Nakagawa".

Hon. Mike K. Nakagawa
United States Bankruptcy Judge

6
7
8
9
10
11
12
13
UNITED STATES BANKRUPTCY COURT
DISTRICT OF NEVADA

14
15
16
17
18
19
20
21
In re: _____) Case No: BK-S-03-19437-MKN
BASS, MELANIE) Chapter: 13

Debtor(s) _____) Hearing Date: April 26, 2007
Hearing Time: 2:00 PM

22
23
24
25
26
27
28
**ORDER DISALLOWING CLAIM OF CITIFINANCIAL SERVICES, INC. AND ORDER
FOR THE CLERK OF THE COURT TO TURNOVER OF ALL FUNDS DEPOSITED
IN THIS CASE AS UNCLAIMED FUNDS HELD FOR CITIFINCIAL SERVICES, INC.**

29
30
31
32
33
34
Upon debtor's Objection to an improperly classified Claim filed by CITIFINANCIAL
35 SERVICES, INC., (Court's claim # 2 and Trustee Claim # 8)and debtor's motion to compel turnover
36 of funds held as unclaimed funds held for the benefit of CITIFINACIAL and having been heard on
37 the date and time above-captioned; notice of said Objection having been properly given and no
38 opposition thereto having been filed; the Court having read the pleadings on file herein, and good
39 cause appearing thereof;

40
41
42
43
IT IS HEREBY ORDERED that the debtor's Objection to CITIFINCIAL's claim
44 (Court's Claim # 2) is SUSTAINED and said claim is DISALLOWED in its entirety.

1
2
3 **IT IS FURTHER ORDERED** that all funds deposited in the Registry of the United
4 States Bankruptcy Court for claimant CITIFINCIAL in this case be turned over to Kathleen A.
5 Leavitt, the Trustee of case No. 03-19437-MKN. The funds that shall be released include \$ 354.00
6 as referenced in Doc # 34 filed on January 12, 2006 and \$ 1,770.00 as referenced in Doc # 17 filed
7 on August 7, 2006 and any other funds including interest that are held for CITIFINANCIAL in this
8 case.

9
10 DATED: May 18, 2007

11 /S/ Layne F. Barney, Esq.
12 Attorney for debtor

ALTERNATIVE METHOD re: RULE 9021:

1 In accordance with Local Rule 9021, the undersigned certifies:

2

3 () The court waived the requirement of LR 9021.

4 () I have delivered a copy of this proposed order to all attorneys and unrepresented

5 parties who appeared at the hearing regarding this matter and/or who filed a written

6 objection each has;

7 () approved the form of this order;

8 () waived the right to review the order;

9 () failed to file and serve papers in accordance with LR 902(c); an/or

10 () failed to sign and return the proposed order within five (5) business

11 days in accordance with LR 9021(b)

12 () I have delivered a copy of this proposed order to all attorneys and unrepresented

13 parties who appeared at the hearing regarding this matter and/or who files a written

14 objection and all have either approved the form of this order, waived the right to

15 review the order, failed to file and serve papers in accordance with LR 9021 (c) and

16 the following have disapproved the form of this Order:

17

18 (x) No opposition was filed to the motion and no other party or counsel appeared at the

19 hearing.

20 # # #

21

22

23

24

25

26

27

28